

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

Case No. 08-69940

WHYCO FINISHING TECHNOLOGIES, LLC,

Chapter 11

Debtor.

Judge Thomas J. Tucker

**ORDER DENYING, WITHOUT PREJUDICE, FIRST INTERIM APPLICATION
OF HONIGMAN MILLER SCHWARTZ AND COHN LLP FOR COMPENSATION
AND REIMBURSEMENT OF EXPENSES AS COUNSEL FOR THE OFFICIAL
COMMITTEE OF THE UNSECURED CREDITORS (DOCKET # 151)**

This case is before the Court on a fee application entitled “First Interim Application of Honigman Miller Schwartz and Cohn LLP for Entry of an Order Allowing Compensation for Professional Services Rendered as Counsel for the Official Committee of the Unsecured Creditors and for Reimbursement of Expenses,” filed June 25, 2009 (Docket # 151, the “Fee Application”). On July 23, 2009, the Applicant filed a Certificate of No Response, indicating that no one filed a timely objection to the Fee Application. (Docket # 166).

The Court must deny the Fee Application, without prejudice. Paragraph 7 of the Court’s “Order Establishing Deadlines and Procedures,” filed December 23, 2008 (Docket # 45), states:

7. Fee Applications. Unless the Court orders otherwise, each professional may file one and only one final fee application. Such applications must be filed under L.B.R. 2016-1 and L.B.R. 9014-1 by the deadline set forth in paragraph 1g, above.

The Fee Application before the Court is an interim fee application, not a final fee application. As such, it is not permitted under the Court’s scheduling order.

Accordingly,

IT IS ORDERED that the Fee Application (Docket # 151) is denied, without prejudice.

Signed on July 27, 2009

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge